

The opinion in support of the decision being
entered today is not binding precedent of the Board.

Paper **43**

Filed by: Trial Section Merits Panel
Box Interference
Washington, D.C. 20231
Tel: 703-308-9797
Fax: 703-305-0942

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

QUIG WANG, MITCHELL H. FINER
and XIAO-CHI JIA

Junior Party,
Application 08/333,680

v.

WEI-WEI ZHANG
and JACK ROTH

Senior Party
Application 08/222,285

Patent Interference No. 104,826 (CAS)

Before: TORCZON, SPIEGEL and TIERNEY, Administrative Patent Judges.

SPIEGEL, Administrative Patent Judge.

FINAL JUDGMENT

In the MEMORANDUM OPINION AND ORDER (Paper 44) mailed September 30, 2002,
we dismissed Zhang preliminary motions 1-3 without prejudice to further proceedings before the
primary examiner, granted Wang preliminary motion 1 and held that there is no interference-in-


No request for reconsideration has been filed by either party.

ORDERED, in view of our holding that there is no interference-in-fact, that a final judgment is entered that there is no interference-in-fact between (1) Wang claims 37-48, 52, 54 and 56-57 and (2) Zhang claims 1-10, 15-23 and 28-51.

FURTHER ORDERED that the subject matter of Zhang claims 1-10, 15-23 and 28-51 is no impediment under the law to the issuance of a patent to Wang.

FURTHER ORDERED that attention is directed to 37 CFR § 1.661.

FURTHER ORDERED that a copy of this paper shall be made of record in files of applications 08/333,680 and 08/222,285.


MICHAEL P. TIERNEY
Administrative Patent Judge

BOARD OF PATENT
APPEALS AND
INTERFERENCES

¹ According to the examiner, claims 35-48 of Zhang '285 are unpatentable.

cc (via fax and first class mail):

Wang
(real party in interest
CELL GENESYS, INC.):

Steven B. Kelber, Esq.
PIPER MARBURY RUDNICK & WOLFE LLP
1200 Nineteenth Street, N.W.
Washington, DC 20036-2430
Tel: 202-861-3900
Fax: 202-223-2085
E-mail: steven.kelber@piperrudnick.com

Linda R. Judge, Esq.
CELL GENESYS, INC.
342 Lakeside Drive
Foster City, CA 94404
Tel: 650-425-4650
Fax: 650-349-7392
E-mail: linda.judge@cellgenesys.com

Zhang
(real party in interest:
Board of Regents, University of Texas System)

Lead: Steven L. Highlander, Esq.
FULBRIGHT & JAWORSKI, LLP
2400 One American Center
600 Congress Avenue
Austin, Texas 7081
tel: 512-536-3184
fax: 512-536-4598
e-mail: shighlander@fulbright.com

Back-up: Gina N. Shishima, Esq.
Michael R. Krawzsenek, Esq.
FULBRIGHT & JAWORSKI, LLP
2400 One American Center
600 Congress Avenue
Austin, Texas 7081
tel: 512-536-3081 (shishima)
512-536-3020 (krawzsenek)
fax: 512-536-4598
e-mail: gshishima@fulbright.com
mkrawzsenek@fullbright.com